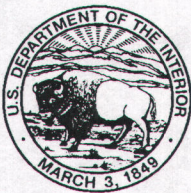


M/001/0067



## United States Department of the Interior

### BUREAU OF LAND MANAGEMENT

#### Color Country District Office

#### Cedar City Field Office

176 East DL Sargent Drive

Cedar City, UT 84721

Telephone (435) 865-3000

[www.blm.gov/ut/st/en/fo/cedar\\_city.html](http://www.blm.gov/ut/st/en/fo/cedar_city.html)



#### In Reply Refer To:

UTC01000

3809: UTU-82071-A5

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

#7013 3020 0001 3025 1509

RECEIVED

JUN 18 2015

DIV. OF OIL, GAS & MINING

June 12, 2015

#### DECISION

CS Mining, LLC  
Attn: David McMullin, General Manager  
P.O. Box 608  
Milford, Utah 84751

FILE COPY

#### Plan of Operations Amendment Approved – Conditions of Approval Required Determination of Required Financial Guarantee Amount

This office has reviewed CS Mining's most recent permit amendment to the Hidden Treasure Large Mine Permit (submitted to the Division of Oil, Gas and Mining on May 20, 2015, Division file M/001/0067). The permit amendment, for the Copper Ranch "Mini-Pit" proposes an additional 15 acres of disturbance, with 11 acres of disturbance on BLM-managed land and the balance on privately held land. BLM has treated the proposed disturbances on BLM-managed land as amendment 5 to your current Hidden Treasure plan of operations (BLM file UTU-82071). The plan amendment provided to the Division meets the submission requirements of the applicable 43 CFR 3809 regulations and the proposed disturbances on BLM-managed land were found to not constitute undue and unnecessary degradation as defined by those same regulations.

The plan of operations amendment is hereby approved subject to the following:

#### Conditions of Approval:

The recently completed environmental assessment, UT-C010-2014-0061, CS Mining LLC, Milford Operation Area Project Expansion, analyzed the direct and connected action impacts from the proposed plan amendment disturbances on BLM managed lands in the project area. The decision record for this environmental assessment was signed on March 3, 2015 and was transmitted to you as part of the amendment 4 approval letter. ***This decision record applies to all activities on BLM-managed land within the permit area and requires that those activities conform to the Design Features to Reduce Impacts, Appendix B of the environmental assessment.***

The entire permit amendment area has been previously surveyed for cultural resources and no historic properties were identified anywhere in the amendment area. BLM will report this finding to the State Historic Preservation Office. No sensitive plant or animal species are known to exist in the amendment area and, provided the project disturbances are initiated after July 15, 2015 and prior to March 1, 2016, no biological surveys are necessary prior to commencing topsoil stripping.



### **Financial Guarantee**

The reclamation bond for the permit area as a whole currently stands at \$5,238,000, of which \$1,171,000 is attributable to project activities on the BLM managed land within the overall permit area. The current amendment will require that the permit bond be increased by \$73,000 of which \$52,000 is allocated to the BLM lands impacted through amendment 5. The increased bond amounts must be arranged for prior to initiating the proposed amendment activities.

### **Appeal of the Decision**

If you are adversely affected by this decision, you may request that the Utah BLM State Director review this decision. If you request a State Director Review, the request must be received in the Utah BLM State Office at P.O. Box 45155-0155, Salt Lake City, Utah 84145-0155, no later than 30 calendar days after you receive or have been notified of this decision. The request for State Director Review must be filed in accordance with the provisions in 43 CFR 3809.805. This decision will remain in effect while the State Director Review is pending, unless a stay is granted by the State Director. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

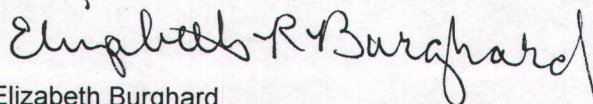
If the State Director does not make a decision on your request for review of this decision within 21 days of receipt of the request, you should consider the request declined and you may appeal this decision to the Interior Board of Land Appeals (IBLA). You may contact the Utah BLM State Office to determine when BLM received the request for State Director Review. You have 30 days from the end of the 21-day period in which to file your Notice of Appeal at this office: BLM Cedar City Field Office, 176 East DL Sargent Drive, Cedar City, UT 84721 from which we will forward your appeal to the IBLA.

If you wish to bypass a State Director Review, this decision may be appealed directly to the IBLA in accordance with the regulations at 43 CFR 3809.801(a)(1). Your Notice of Appeal must be filed at BLM Cedar City Field Office, 176 East DL Sargent Drive, Cedar City, UT 84721 within 30 days from receipt of this decision. As the appellant, you have the burden of showing that the decision appealed from is in error. Enclosed is BLM Form 1842-1, which contains information on taking appeals to the IBLA.

This decision will remain in effect while the IBLA reviews the case, unless a stay is granted by the IBLA. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

If you have any questions, please contact Ed Ginouves of my staff at 435-865-3040.

Sincerely,



Elizabeth Burghard  
Field Office Manager

Enclosures: BLM Form 1842-1

cc: Peter Brinton, DOGM (Hidden Treasure Large Mine Permit, M/001/0067)  
Opie Abeyta, UT-923